

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Administrative Meeting
Tribal Court Room 1150 Bayview, Petoskey, MI 49770
June 3, 2001
9:30 a.m.

Executive Session: Yes

Called to Order: Meeting was called to order at 9:37 a.m.

Council Present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony, Secretary Susan Wysocki, Treasurer Alice Yellowbank, Councilor Janet Shomin, Councilor Bea Law, Councilor Regina Bentley

Council Absent: None

Staff Present: See attached list

Guests: See attached list

Motion made by **Councilor Anthony** and **Supported** by **Councilor Bentley** to approve the June 3, 2001 agenda as amended.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Law** to approve the Legislative meeting minutes of May 20, 2001 as corrected.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to accept the verbal and written report from the Tribal Chairman.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Law** to accept Audrey Perry's administrative report into the record.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Wysocki** to approve a mailing of the Elderly Outreach Coordinator job description to all tribal elder households.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Law** to approve budget modification #01-2, contract #239-01-0011 to increase Indian Health Services Funding level by \$168,391.00.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Failed

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Law** to support Little Traverse Bay Bands participation in the Family Olympics this year to come from third party billing and to approve employee participation as a workday.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve the policy for the K-12 Education Assistant Form.

Vote: 7Yes 0No 0Abstained 0Absent
Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Bentley** to expenses incurred by Little Traverse Bay Bands Health Department from with payment to come from third party revenues in the amount of \$4,890.15.

Vote: 7Yes 0No 0Abstained 0Absent
Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Law** to accept the verbal resignation of Audrey Perry effective August 31, 2001 and allow her to post the position of Tribal Administrator.

Vote: 7Yes 0No 0Abstained 0Absent
Motion Carried

Public Comment begins at: 11:57. a.m.- Andrew Stich, Melissa Laughlin, Audrey Perry, Diane Naganashe, Janet Shomin, Leroy Shomin, Bea Law.

Councilor Shomin left the room at 12:14 p.m.

Public Comment ends at 12:15 p.m.

Councilor Shomin returns at 12:17 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve mileage for Tribal Council members to attend Regional Tribal Operations Committee of the Enviromental Protection Agency meeting on June 6, 2001 at 1:00 p.m. at the Holiday Inn.

Vote: 7Yes 0No 0Abstained 0Absent
Motion Carried

Lunch recess called at 12:30 p.m. Meeting reconvenes at 2:02 p.m.

Motion made by **Councilor Bentley** and **Supported** by **Councilor Anthony** to go into Executive Session, personnel/legal reasons at 2:03 p.m.

Vote: 7Yes 0No 0Abstained 0Absent
Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Law** to return to Open Session at 3:37 p.m.

Vote: 7Yes 0No 0Abstained 0Absent
Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Bentley** to authorize Chairman Chingwa to file a complaint to recover the Adult Vocational Training funds on behalf of the Tribal Council.

Vote: 7Yes 0No 0Abstained 0Absent
Motion Carried

Councilor Law Leaves at 3:38 p.m. (Excused)

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Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shomin** to approve the 2001 Economic Development Budget Justification in the amount of \$63,000 within the Enterprise Fund.

Vote: 6Yes 0No 0Abstained 1Absent (**Law**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Bentley** to postpone the proposed revision of the Removal of Commissioners and Nepotism Statute.

Vote: 3Yes 3 No (**Wysocki, Yellowbank, Chingwa**) 0Abstained 1Absent (**Law**)

Motion Fails

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Yellowbank** to approve the Removal of Commissioners and Nepotism Statute.

Alice Yellowbank withdraws support.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Bentley** to postpone the Removal of Commissioners and Nepotism Statute until the Legislative Meeting on June 24, 2001.

Vote: 4Yes 2 No (**Wysocki, Chingwa**) 0Abstained 1Absent (**Law**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Bentley** to approve the Independent Contracting Agreement and authorize the Tribal Administrator, Facilities Manager and Housing Director to sign this agreement beginning June 3, 2001.

Roll Vote: **Chingwa** – Yes, **Anthony**- Yes, **Bentley**- Yes, **Yellowbank**- Yes, **Shomin**- Yes, **Wysocki**- Yes, **Law**- Absent.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to send the Tribal Party Agreement to Deleta Smith, to fill in the blanks, then forward to tribal attorney, Jim Bransky.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve the Indirect Cost Proposal for the FY01, ending December 2001.

Vote: 6Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve the recommended Plan II for the Short/Long Term Disability.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Bentley** to support the Unity Conference in the amount of \$5,309.46 for eight tribal member youths to attend the conference with funds to come from the Enterprise Budget, small grants line item.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)

Motion Carried

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Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Wysocki** to adopt resolution #060301-01 to lease the 911 Spring Street property to the Gaming Administration for a period of one year in the amount of \$14,000.00 per month.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to approve \$60.00 for flowers as requested by Rita Brubacker to come from the Enterprise Budget, other line item. (request attached).

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to place the Planning Commission Statute on the Legislative calendar of June 24, 2001.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Anthony** to postpone the Planning Department's Uniform Construction Contracting Procedures, Tribal Preferences and Master Bid System until the next meeting on June 24, 2001.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Wysocki** to place the Election Statute on the next Legislative calendar of June 24, 2001.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Bentley** to place the Law Enforcement Commission Statute on the next Legislative calendar of June 24, 2001.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Public Comment: Called at 6:00 p.m. –6:01 p.m. (none).

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Wysocki** to approve Burial Fund request #A0016.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Anthony** to approve resolution #060301-02, On Premise Liquor License Renewal.

Roll Vote: Chingwa – Yes, Anthony- Yes, Bentley- Yes, Yellowbank- Yes, Shomin- Yes, Wysocki- Yes, Law- Absent.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Bentley** to approve Executive Assistant, Michele LaCount to be the authorizing signature for line items, travel, stipend and training for the 9900 Budget.

Motion Carried

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Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to allow stipend to be included in the trip for Regional Tribal Operations Committee on Wednesday, June 6, 2001.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Yellowbank** to adjourn at 6:19 p.m.

Vote: 6Yes 0 No 0Abstained 1Absent (**Law**)
Motion Carried

**These Minutes have been read and approved as written:
Approved:**

Susan Wysocki, Tribal Council Secretary

Date

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